

Applicant : David M. Cobb  
Appl. No. : 09/845,046  
Examiner : Lena Najarian  
Docket No. : 706737.48

### **Remarks/Arguments**

Entry of the present amendment is requested because it is believed to place the application in better form for appeal or allowance.

By the present amendment, reference Nos. 109A, 106B and 105C have been added to the specification. The Examiner contends that reference 103C is on the drawings, but it does not appear to be.

It is believed that the Examiner has overlooked the detailed subject matter of the present active claims in rejecting the same on the three patents to Momich, Engel and Walker. None of these patents in any way discloses “a system for acquiring and tracking data relating to a medical immunization product being administered to a patient” and including the components further recited in independent Claims 11 and 15. There is no hint of tracking of an immunization product in the principal reference to Momich which is concerned with a medical package and prompting use of the medication over time by an individual patient. Engel merely relates to selling services to a patient, again with no disclosure of acquiring and tracking data related to a medical immunization product as defined. Walker solely relates to a business form.

In view of the foregoing, it is requested that the Examiner reconsider the rejection, and specifically point out where there is any disclosure of a system as presently defined.

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The Commissioner is authorized to charge any fee which may be required in connection with this Amendment to deposit account No. 150665.

Respectfully submitted,  
ORRICK, HERRINGTON & SUTCLIFFE LLP

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